



Atty. Docket No. 8014-1042

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Attention: Group Director

Raizo KUGE et al.

Technology Center:3721

Serial No. 09/829,071

Filed April 10, 2001

Confirmation No. 7421

MANUFACTURING METHOD AND APPARATUS
OF GUSSET BAG

**PETITION UNDER 37 CFR §1.181 TO WITHDRAW
THE HOLDING OF ABANDONMENT**

Assistant Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Withdrawal of the holding of abandonment in the above-identified application pursuant to 37 CFR §1.181 is respectfully requested for the following reasons:

Recently, the undersigned attorney received from the United States Patent and Trademark Office (USPTO) a Notice of Abandonment dated May 21, 2003, in the above-identified application. The Notice indicated that the application had been abandoned in view of applicants' failure to respond to the Office letter mailed November 6, 2002.

Section 503 of the Manual of Patent Examining Procedure clearly states that a postcard receipt which itemizes and properly identifies the papers which are being filed serves as *prima facie* evidence of receipt in the USPTO of all the items listed thereon on the date stamped thereon by the USPTO.

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Petition

A careful review of the accompanying postcard receipt (Exhibit A), which contains all the necessary identifying data, reveals that on May 6, 2003, applicants timely filed an amendment in response to the Official Action of November 6, 2002, along with a Petition for Extension of Time for three months, and authorization to debit counsel's deposit account for the extension fee.

Since the postcard receipt bears the USPTO Mail Room stamp of May 6, 2003, it is respectfully requested that the holding of abandonment be withdrawn, and that the application be forwarded to the Examiner for consideration of applicants' response which was timely filed on May 6, 2003.

A copy of the complete response which was previously filed on May 6, 2003, and which was apparently misplaced by the USPTO, accompanies this petition.

Respectfully submitted,

YOUNG & THOMPSON

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June 2, 2003